IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

THURSDAY, THE 22ND MARCH 2007 / 1ST CHAITHRA 1929

Bail Appl..No. 1756 of 2007()

CRIME NO.322/2007 OF CENTRAL POLICE STATION, ERNAKULAM

PETITIONER/ACCUSED

SHAJAHAN,S/O.MOHAMMED,AGED 37 YEARS,
CHENTHARA,THOTTUMUGHAM P.O,ALWAYE.

BY ADV. SMT.M.V.RETNAMMA

RESPONDENTS: RESPONDENT/COMPLAINANT

STATE OF KERALA REP.BY THE SUB INSPECTOR
OF POLICE,CENTRAL POLICE STATION,ERNAKULAM
THROUGH THE PUBLIC PROSECUTOR,HIGH COURT OF KERALA

BY PUBLIC PROSECUTOR P.N. SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 22/03/2007, ALONG WITH B.A.1757/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J.

Bail Application Nos. 1756/2007 & 1757/2007

Dated this 22nd day of March, 2007

O R D E R

The petitioners, who are accused Nos. 2 and 1 respectively in Crime No.322/2007 of Central Police Station, Ernakulam, for offences punishable under Sections 465, 468, 471, 420 and 120B IPC, seek anticipatory bail.

2. The learned Public Prosecutor opposed the application submitting inter alia that the petitioners were involved in the fraudulent transfer of a Maruthi Wagner Car, which was stolen from Pondicherry.

3. Anticipatory bail cannot be granted in a case of this nature. But at the same time, I am inclined to permit the petitioners to surrender before the Investigating Officer for the purpose of interrogation and then to have their applications for regular bail ordered by the Magistrate concerned. Accordingly, the petitioners are directed to surrender before the Investigating Officer on any day between 27.3.2007 and 29.3.2007 for the purpose of interrogation and recovery of incriminating materials, if any. The petitioners shall, thereafter, be produced on the same day before the Magistrate

having jurisdiction. The Magistrate shall consider and dispose of the applications, if any, filed by the petitioners for regular bail preferably on the same day on which the applications are filed.

The applications are disposed of as above.

V.RAMKUMAR,
JUDGE

mrcs